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Counsel for Defendant Google LLC

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

CHASOM BROWN, *et al.*, individually and
on behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-03664-YGR-SVK

**DECLARATION OF JOSEPH H.
MARGOLIES IN SUPPORT OF GOOGLE
LLC'S ADMINISTRATIVE MOTION TO
SEAL PORTIONS OF GOOGLE LLC'S
REPLY IN SUPPORT OF ITS RESPONSE
TO THE COURT'S OCTOBER 27, 2022
ORDER TO SHOW CAUSE (DKT.784)**

Judge: Hon. Susan van Keulen, USMJ

1 I, Joseph H. Margolies, declare as follows:

2 1. I am a member of the bar of the State of New York and an attorney for Quinn
3 Emanuel Urquhart & Sullivan, LLP, which serves as Google’s outside counsel in this litigation. I
4 have been admitted *pro hac vice* in the United States District Court for the Northern District of
5 California in connection with this action. Dkt. 827. I make this declaration of my own personal,
6 firsthand knowledge, and if called and sworn as a witness, I could and would testify competently
7 thereto.

8 2. Pursuant to Civil Local Rule 79-5, I submit this declaration in support of Google
9 LLC’s Administrative Motion to Seal Portions of Google LLC’s Reply in Support of Its Response
10 to the Court’s October 27, 2022 Order to Show Cause, Dkt. 784 (“Motion”). In making this request,
11 Google has carefully considered the relevant legal standard and policy considerations outlined in
12 Civil Local Rule 79-5. Google makes this request with the good faith belief that the information
13 sought to be sealed consists of Google’s confidential and proprietary information and that public
14 disclosure could cause competitive harm.

15 3. Google respectfully requests that the Court seal the redacted portions of Google
16 LLC’s Reply in Support of Its Response to the Court’s October 27, 2022 Order to Show Cause,
17 including the declarations and exhibits filed therewith (“Reply”).

18 4. The information requested to be sealed contains Google’s confidential and
19 proprietary information regarding highly sensitive features of Google’s internal systems and
20 operations—including details related Google’s internal projects, internal data sources and source
21 code, and their proprietary functionalities—that Google maintains as confidential in the ordinary
22 course of its business and is not generally known to the public or Google’s competitors.

23 5. Such highly confidential and proprietary information reveals Google’s internal
24 strategies, system designs, and business practices for operating and maintaining many of its
25 important services, and falls within the protected scope of the Protective Order entered in this action.
26 See Dkt. 81 at 2–3.

27 6. Public disclosure of such highly confidential and proprietary information could affect
28 Google’s competitive standing as competitors may alter their system designs and practices relating

1 to competing products, time strategic litigation, or otherwise unfairly compete with Google. It may
2 also place Google at an increased risk of cyber security threats, as third parties may seek to use the
3 information to compromise Google's internal systems, including its data logging infrastructure.
4

5 I declare under penalty of perjury of the laws of the United States that the foregoing is true
6 and correct. Executed in Bayside, Wisconsin on February 10, 2023.
7

8 DATED: February 10, 2023

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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10
11 By /s/ Joseph H. Margolies

12 Joseph H. Margolies

13 *Attorney for Defendant*
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